

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

January 18, 2008

DIVISION TWO

Court convened at 9:00 a.m.

Present: Boren, P.J., Doi Todd, J., Ashmann-Gerst, J., Chavez, J. and Joyce Hatter,
Deputy Clerk.

Each of the following:

B200028 People v. Justin G.
B198048 In re: Kristofer M.
B198597 People v. Reynolds
B196893 People v. Betts
B198862 People v. Orozco

Argument waived, cause submitted.

B198009 Mejia
 v.
 Hamburg, Karic, Edwards & Martin LLP

Merits:

Argued by Steve R. Belilove for appellant and by David Parker for
respondent. Cause submitted.

DIVISION TWO (continued)

B198169 Smith, et al.
 v.
 Sunshine Child Care & Learning Centers Inc., et al.

Merits:
Argued by William Ramsey for appellants and by David Poole for respondents. Cause submitted.

B199433 Morelock
 v.
 Mastandrea

Merits:
Argued by Lawrence Morelock, appellant in propria persona and by Lee Harwell for respondent. Cause submitted.

B196085 Silverman, et al.
 v.
 Brandlin & Associates Accountancy Corporation

Merits:
Argued by Timothy McGonigle for appellants and by Geoffrey Gold for respondent. Cause submitted.

B196810 Casden Park La Brea Retail LLC
 v.
 Ross Dress for Less, Inc.

Merits:
Argued by Robert Platt for appellant and by Glenn Zwang for respondent. Cause submitted.

Court adjourned.

DIVISION THREE

B193329 Sonn, et al. (Not for Publication)

v.

Daewoo Motor America, Inc.

The appeal is dismissed. Costs on appeal are awarded to defendant.

Kitching, J.

We concur: Klein, P.J.
 Croskey, J.

B201105 Zevnik, et al. (Certified for Publication)

v.

Superior Court, Los Angeles County
(Rayonier, Inc., et al., r.p.i.)

The petition is denied. The order to show cause is discharged, and the stay of discovery previously issued is lifted. Rayonier and Southern Wood are entitled to recover their costs in this writ proceeding.

Croskey, J.

We concur: Klein, P.J.
 Aldrich, J.

B198068 Dahmija (Not for Publication)

v.

BMW of North America, LLC

The order granting a new trial is affirmed. Dahamija shall recover her costs on appeal.

Croskey, Acting P.J.

We concur: Kitching, J.
 Aldrich, J.

DIVISION THREE (continued)

B186504 Ovando (Certified for Publication)
v.
County of Los Angeles

The order granting a new trial is affirmed, and the matter is remanded to the trial court for further proceedings consistent with this opinion. The appeal from the judgment is dismissed as moot, and the appeal from the order denying the motion for judgment notwithstanding the verdict is dismissed. The parties shall bear their own costs in these appeals.

Croskey, J.

We concur: Klein, P.J.
Kitching, J.

DIVISION FOUR

B201096 Scott (Not for Publication)
v.
Superior Court, Los Angeles County
(City of Los Angeles Police Department et al.)

Let a peremptory writ of mandate issue directing the superior court to vacate its order denying petitioner's discovery motion and directing the court to conduct the requested in camera review limited to prior complaints against the subject police officers involving allegations of false arrest, illegal seizure, fabrication of charges, preparation of false police reports, dishonesty, or planting of evidence.

Epstein, P.J.

We concur: Willhite, J.
Suzukawa, J.

DIVISION FOUR (continued)

[illegible]

The judgment of conviction is affirmed, the sentence is reversed, and the matter is remanded to the trial court for resentencing under Proposition 36.

Epstein, P.J.

We concur: Willhite, J.
Suzukawa, J.

[illegible]

The judgment is affirmed.

Epstein, P.J.

We concur: Willhite, J.
Manella, J.

DIVISION FIVE

B197524 People (Not for Publication)
v.
James Collier

The appeal is dismissed.

Turner, P.J.

We concur: Armstrong, J.
 Kriegler, J.

DIVISION FIVE (continued)

B176270 People (Not for Publication)

V.

Kavron Clark

One of the prior prison term enhancements pursuant to section 667.5, subdivision (b) is stricken, defendant's total sentence is reduced to seven years in state prison, and the restitution and parole revocation fines are each reduced by \$200. In all other respects, the judgment is affirmed.

Kriegler, J.

We concur: Turner, P.J.
 Armstrong, J.

B190547 Ron Konig (Not for Publication)

V.

U-Haul Company of California

The order compelling arbitration is affirmed. The order enforcing the class action waiver is reversed. Upon remittitur issuance, the trial court is to reconsider the order enforcing the class action waiver in light of *Gentry v. Superior Court*, *supra*, 42 Cal.4th at pages 453-466.

Turner, P.J.

I concur: Kriegler, J.
I dissent: Mosk, J. (Opinion)

DIVISION FIVE (continued)

B187262 Yvonne Hammond (Certified for Partial Publication)

v.

County of Los Angeles

Cause submitted this date. The judgment in favor of the County and Brennan is reversed as to the first, second, fourth, and fifth causes of action, and the summary adjudication as to the third cause of action is affirmed. Costs are awarded to appellant.

Mosk, J.

I concur:

Turner, P.J.

I concur and dissent:

Armstrong, J. (Opinion)

DIVISION SEVEN

B193713 Schachter (Certified for Publication)

v.

Citigroup, Inc., et al.,

The judgment is affirmed. The Citigroup defendants are to recover their costs on appeal.

Perluss, P.J.

We concur: Woods, J.

 Zelon, J.

DIVISION SEVEN (continued)

B195536 County of Los Angeles (Certified for Publication)
v.
Raytheon Company et al.,

The judgment is affirmed. Raytheon and DirecTV are to recover their costs on appeal.

Perluss, P.J.

We concur: Woods, J.
Zelon, J.

B193296 People
v.
Allen

Filed order vacating submission order of January 9, 2008 to permit supplemental briefing. The matter is to be resubmitted on filing of last supplemental brief or expiration of time for filing of such brief.

DIVISION EIGHT

B197189 People Of The State Of California,
v.
Superior Court, Los Angeles County
(Demetrius Lamont Brooks,, r.p.i.)

Filed order certifying opinion for publication.